PATENT

Our Docket: P-LJ 3430

In re application of: Ruoslahti and Pasqualini

Serial No.: 09/228,866

Filed: January 12, 1999

For: MOLECULES THAT HOME TO A)

SELECTED ORGAN IN VIVO

Asst. Commissioner for Patents Washington, D.C. 20231

Examiner: Not Assigned

Group Art Unit: 1642

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, Attn: Application Processing Division's Customer Correction Branch, on April 8, 1999.

Andrea L.Gashler, Reg. No. 41,029

April 8, 1999

Date of Signature

APPLICATION PROCESSING DIVISION'S ATTN:

CUSTOMER CORRECTION BRANCH

APR 1 4 1999 GROUP 180

CORRECTION OF FILING RECEIPT

Sir:

The corrected filing receipt issued in the aboveidentified application is incorrect for the reason set forth below:

The corrected filing receipt issued in the aboveidentified application shows the independent claims filed to be This is incorrect. As shown on the attached copy of the Transmittal of Utility Patent Application for Filing (Exhibit A), which was filed with the application on January 12, 1999, the total number of independent claims filed is 2.

Attached is a copy of the Filing Receipt (Exhibit B) with the change noted thereon. Applicants accordingly request Inventors: Ruoslahti and Pasqualini

Serial No.: 09/228,866

Filed:

January 12, 1999

Page 2

that this correction be made of record and that an amended Filing Receipt be issued.

No fee is deemed necessary in connection with the filing of this Communication. However, if any fee is required, authorization is hereby given to charge any fees to Deposit Account No. 03-0370. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: April 8, 1999

andrea X. Harrele

Andrea L. Gashler Registration No. 41,029

Telephone No.: (619) 535-9001 Facsimile No.: (619) 535-8949

CAMPBELL & FLORES LLP 4370 La Jolla Village Drive Suite 700 San Diego, California 92122



UTILITY PATENT APPLICATION PRANSMITTAL (only for continuation and divisional applications under 37 CFR 1.53(b))

Docket No.: P-LJ 3430

Prior Application Info:

Examiner: J. Reeves Group/Art Unit: 1642

Address to: ASSISTANT COMMISSIONER FOR PATENTS Box Patent Application Washington, D.C. 20231

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"EXPRESS MAIL" MAILING LABEL NUMBER: EL157452249US

DATE OF DEPOSIT: January 12, 1999

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 C.F.R. 1.10 ON THE DATE INDICATED ABOVE, AND IS ADDRESSED TO: THE ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231.

Stephanie Fleischman
(TYPED OR PRINTED NAME OR PERSON MAILING PAPER OR FEE)
SIGNATURE OF PERSON MAILING PAPER OR FEE)

This is a request for filing a

X continuation ___ divisional

application under 37 CFR 1.53(b), of pending prior application serial no. 08/526,708, filed September 11, 1995 (list only immediate prior application).

Title: MOLECULES THAT HOME TO A SELECTED ORGAN IN VIVO

Inventor(s)(full name of each inventor): Erkki Ruoslahti and
Renata Pasqualini

No abandonment of, or termination of proceedings, has occurred in the above-identified prior application.

- 1. X An application based on the prior application as filed and containing no new matter is enclosed, consisting of:
 1 page application cover sheet

 - _____0 sheets of drawing(s).
- 2. X 3 pages of a copy of the oath or declaration from prior application (37 CFR 1.63(d)), U.S. serial no. 08/526,708, filed September 11, 1995, is enclosed.

Inventors: Ruoslahti and Pasqualini Docket No.: P-LJ 3430 Page 2 A signed statement DELETING inventor(s) named in the 3. prior application (37 CFR 1.63(d)(2) and 1.33(b)) is attached. Nucleotide and/or Amino Acid Sequence Submission is 4. _X_ enclosed: X computer readable copy of sequence listing X paper copy of sequence listing, pages 42 through 56 X Statement Under 37 C.F.R. § 1.821(f) and (g) Request to Use Computer Readable Form of Sequence Listing From Another Application Other: Incorporation by Reference: The entire disclosure 5. _X_ of the prior application, from which a copy of the oath or declaration is supplied under item no. 2 of this form, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference herein. Enter the unentered amendment previously filed on under 37 CFR 1.116 in the prior application. 7. A preliminary amendment is enclosed. Small entity status: A small entity statement is enclosed. b. X A small entity statement was filed in prior application serial no. 08/526,708, and such status is still proper and desired. c. ___ is no longer claimed.

9. X Amend the specification by:

 \underline{X} inserting before the first paragraph on page 1: or

___ deleting the paragraph on page 1 regarding related applications and inserting therefor:

This application is a \underline{X} continuation of application U.S. Serial No. 08/526,708, filed September 11, 1995.

10. X Cancel in this application original claim 12 of the prior application before calculating the filing fee. (At least one original independent claims must be retained for filing purposes.)

Inventors: Ruoslahti and Pasqualini

Docket No.: P-LJ 3430

Page 3

- 11. The prior application is assigned of record to La Jolla Cancer Research Foundation.
- 12. The power of attorney in the prior application is to Cathryn Campbell.
- 13. ___ A copy of a change in power of attorney or authorization of agent as filed in the prior application (37 CFR 1.63(d)(4)) is enclosed.
- 14. X A return receipt postcard is enclosed.
- 15. ___ An Initial Information Data Sheet is enclosed.
- 16. Also enclosed:

The filing fee is calculated below:

The filing fee is calculated below.						
	NUMBER	NUMBER			RATE	FEE
	FILED		EXTRA			
TOTAL CLAIMS					\$9	0
	11 - 20	=	0	х	\$18	
INDEPENDENT CLAIMS	2 - 3	=	0	x	\$39 \$78	0
MULTIPLE DEPENDENT CLAIMS \$130						,0
YESXNO					\$260	
BASIC FEE \$380 \$760					\$380	\$380
					\$760	
TOTAL FEE						\$380

- 17. ____ A check in the amount of \$ is enclosed.
- 18. X The filing fee is not enclosed. Do not charge our deposit account.
- 19. _____ The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required or credit any overpayment to Deposit Account No. . A duplicate copy of this sheet is enclosed.

Inventors: Ruoslahti and Pasqualini

Docket No.: P-LJ 3430

Page 4

Address all future communications to:

Cathryn Campbell CAMPBELL & FLORES LLP

4370 La Jolla Village Drive, Suite 700

San Diego, California 92122 telephone: (619) 535-9001 facsimile: (619) 535-8949

Respectfully submitted,

Date: January 12, 1999

Andrea L. Gashler
Registration No. 41,029
Agent for Applicant
CAMPBELL & FLORES LLP
4370 La Jolla Village Drive
Suite 700
San Diego, California 92122

____ inventor(s)

___ assignee of complete
interest

____ filed under Sec. 1.34(a)

PTO-103X (Rev. 8-95)

FILING RECEIPT
CORRECTED



UNITED STATES DEPARTMENT OF COMMERCE Patent and trademark Office ASSISTANT SECRETARY AND COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

APPLICATION NUMBER FILING BATEMICARP ART UNIT FIL FEE REC'D ATTORNEY DOCKET NO. DRWGS TOT CL IND CL

09/228,866

01/12/99~

1642

\$445.00 P-LJ3430

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CATHRYN CAMPBELL CAMPBELL AND FLORES SUITE 700 4370 LA JOLLA VILLAGE DRIVE SAN DIEGO CA 92122

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filling Receipt, please write to this Application Processing Division's Customer Correction Branch within 10 days of receipt. Please provide a copy of the Filing Receipt With the changes noted thereon.

Applicant(s)

ERKKI RUOSLAHTI, RANCHO SANTA FE, CA; RENATA PASQUALINI, SOLANA BEACH, CA. ~

CONTINUING DATA AS CLAIMED BY APPLICANT-THIS APPLN IS A CON OF 08/526,708 09/11/95 ABN

IF REQUIRED, FOREIGN FILING LICENSE GRANTED 02/03/99 ** SMALL ENTITY ** TITLE
MOLECULES THAT HOME TO A SELECTED ORGAN IN VIVO

PRELIMINARY CLASS: 530

RECEIVED

MAR 2 9 1999

CAMPBELL & FLORES

DATÁ ENTRY BY: TUTT, TONDENICA

TEAM: 01 DATE: 03/23/99

EXHIBIT B

LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "FOREIGN FILING LICENSE GRANTED" followed by a date appears on the reverse side of this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.11. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related application(s) filed under 37 CFR 1.62 which meets the provisions of 37 CFR 5.16(a). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations, especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR Parts 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "FOREIGN FILING LICENSE GRANTED" DOES NOT appear on the reverse side of this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

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